

~~JUDGE PRELANT~~
AO 440 (Rev. 1/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

MOTOROLA, INC.

SUMMONS IN A CIVIL ACTION

V.

DIGITAL TECHNOLOGY LICENSING LLC

CASE NUMBER: **07 CV 10436**

TO: (Name and address of Defendant)

DIGITAL TECHNOLOGY LICENSING LLC
75 Montebello Park
Suffern, NY 10901-3740

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jon T. Hohenthanner
Kirkland & Ellis LLP
153 East 53rd Street
New York, NY 10022

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

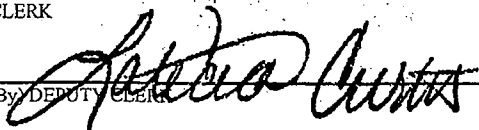
J. MICHAEL McMAHON

NOV 19 2007

CLERK

DATE

(By) DEPUTY CLERK



AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER (<i>PRINT</i>)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> Executed on _____ Date </div> <div style="width: 60%;"> _____ <i>Signature of Server</i> </div> </div> <div style="text-align: center;"> _____ <i>Address of Server</i> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

United States District Court
Southern District of New York

Motorola, Inc.,

Plaintiff,

-against-

AFFIDAVIT OF SERVICE

Case # 07 CV 10436

Digital Technology Licensing LLC,

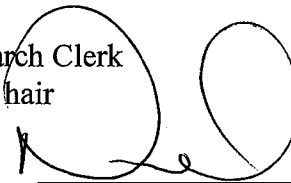
Defendant.

CITY OF ALBANY SS:
STATE OF NEW YORK

Denise L. Dooley, being duly sworn says: Deponent is over the age of eighteen years and is a resident of New York State, that: Deponent served the following specific papers in the above entitled action: Summons in a Civil Action, Complaint for Declaratory Judgment, Third Amended Instructions for Filing an Electronic Case Appeal, Guidelines for Electronic Case Filing, Procedures for Electronic Case Filing, Individual Practice Rules and Procedural Hints and Requirement of Judge Brieant, and the Individual Practice Rules of Magistrate Yanthis, under Section 303 of the Limited Liability Company Law. The company which was served was: **DIGITAL TECHNOLOGY LICENSING LLC**

That on the 20th day of November, 2007 at approx. 11:00 a.m., at the office of Department of State of New York, in the City of Albany, two (2) copies of the aforesaid papers were served by personally delivering to and leaving with Carol Vogt known to me to be in the Corporation Division of the Department of State and empowered to receive such service. That at the time of making such service, deponent paid to the Secretary of State the fee prescribed by Law in the amount of \$40.00.

Description of Carol Vogt - Senior Corporation Search Clerk
white female, approx. 50 yrs., 5'2", 120 lbs., brown hair



Denise L. Dooley

Sworn to before me
this 20th day of November 2007.



FRANK J. PANUCCI
Notary Public, State of New York
Qualified in Albany County
No. 4721156
Commission Expires July 31, 2010